

REMARKS

In the outstanding official action, claims 1-5 and 7-9 were rejected under 35 USC 102(e) as being anticipated by Ohkubo et al, with claim 6 being rejected under 35 USC 103(a) as being unpatentably over Ohkubo in view of Lee et al, all for the reasons of record.

In response, independent claim 1 is herewith amended in order to more particularly and precisely recite the novel and unobvious features of the instant invention, and it is respectfully submitted that claim 1, as herewith amended, and remaining claims 3-9 depending therefrom, are now clearly patentably distinguishable over the cited and applied art for the reasons detailed below.


More particularly, claim 2 is herewith canceled, without prejudice, and the limitations of claim 2, amended to more positively and precisely recite the novel features of the instant invention, have been incorporated into claim 1 by this amendment.

With reference to the outstanding rejection of claim 2, it does not appear that any specific portion of the lengthy (20 column) and complex Ohkubo reference have been specifically cited as teaching the limitation that the transmitting unit increases power when any of the communication devices transmits a power control command indicated a required increase in such power and the

transmitting unit reduces transmission power only when all of the communication devices transmit a power control command indicating that a reduction of transmission power is possible. Accordingly, should the foregoing amendments not place the instant application in condition for allowance, it is respectfully requested that the precise portion of the cited and applied reference deemed to teach the foregoing combination of recited features be pointed out, in the interest of advancing prosecution.

In view of the foregoing amendments and remarks, it is respectfully submitted that the currently-pending claims, as herewith amended, are now clearly patentably distinguishable over the cited and applied art. Accordingly, allowance of the instant application is respectfully submitted to be justified at the present time, and favorable consideration is earnestly solicited.

Respectfully submitted,

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